



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bradford Van Wagenen et al.
Title: HETEROPOLYCYCLIC COMPOUNDS AND THEIR USE AS
METABOTROPIC GLUTAMATE RECEPTOR ANTAGONISTS
Prior Appl. No.: 10/076,618, filed 02/19/2002
Serial No.: Unassigned
Filed: 11/03/2003



CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

☐ Continuation ☒ Division ☐ Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

☐ Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- ☒ Specification, Claim(s), and Abstract (313 pages).
- ☒ Declaration and Power of Attorney (5 pages).
- ☐ Assignment of the invention to NPS PHARMACEUTICALS, INC..
- ☒ Preliminary Amendment.
- ☒ Application Data Sheet (37 CFR 1.76).

The PTO did not receive the following
listed item(s) Preliminary Amendment

The filing fee is calculated below:

| | Claims as Filed | | Included in Basic Fee | | Extra Claims | | Rate | | Fee Totals |
|--|--------------------|---|--------------------------|---|-----------------|---|--|---|---------------|
| Basic Fee | | | | | | | \$770.00 | | \$770.00 |
| Total | 82 | - | 20 | = | 62 | x | \$18.00 | = | \$1,116.00 |
| Claims: | | | | | | | | | |
| Independ | 10 | - | 3 | = | 7 | x | \$86.00 | = | \$602.00 |
| ents: | | | | | | | | | |
| If any Multiple Dependent Claim(s) present: | | | | | | + | \$290.00 | = | \$0.00 |
| Surcharge under 37 CFR 1.16(e) for late payment of filing fee | | | | | | + | \$130.00 | = | \$130.00 |
| | | | | | | | SUBTOTAL: | = | \$2,618.00 |
| [] | | | | | | | Small Entity Fees Apply (subtract ½ of above): | = | \$0.00 |
| | | | | | | | TOTAL FILING FEE: | = | \$2,618.00 |

- [] A check in the amount of \$0.00 to cover the filing fee is enclosed.
- [X] The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.
- [] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 3 November 2003

By S.A. Bent

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